

House File 190 - Enrolled

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HOUSE FILE 190

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1 3 AN ACT
1 4 EXPANDING THE DUTIES OF THE CHILD DEATH REVIEW TEAM AND
1 5 MAKING A PENALTY APPLICABLE.
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1 7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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1 9 Section 1. Section 135.43, subsection 3, paragraph d, Code
1 10 2005, is amended to read as follows:
1 11 d. ~~Maintain~~ Except as authorized by this section, maintain
1 12 the confidentiality of any patient records or other
1 13 confidential information reviewed.
1 14 Sec. 2. Section 135.43, subsection 3, Code 2005, is
1 15 amended by adding the following new paragraphs:
1 16 NEW PARAGRAPH. e. Recommend to the department of human
1 17 services, appropriate law enforcement agencies, and any other
1 18 person involved with child protection, interventions that may
1 19 prevent harm to a child who is related to or is living in the
1 20 same home as a child whose case is reviewed by the team.
1 21 NEW PARAGRAPH. f. If the sharing of information is
1 22 necessary to assist in or initiate a child death investigation
1 23 or criminal prosecution and the office or agency receiving the
1 24 information does not otherwise have access to the information,
1 25 share information possessed by the review team with the office
1 26 of the attorney general, a county attorney's office, or an
1 27 appropriate law enforcement agency. The office or agency
1 28 receiving the information shall maintain the confidentiality
1 29 of the information in accordance with this section.
1 30 Unauthorized release or disclosure of the information received
1 31 is subject to penalty as provided in this section.
1 32 NEW PARAGRAPH. g. In order to assist another division of
1 33 the department in performing the division's duties, if the
1 34 division does not otherwise have access to the information,
1 35 share information possessed by the review team. The division
2 1 receiving the information shall maintain the confidentiality
2 2 of the information in accordance with this section.
2 3 Unauthorized release or disclosure of the information received
2 4 is subject to penalty as provided in this section.
2 5 Sec. 3. Section 135.43, subsection 4, Code 2005, is
2 6 amended by adding the following new paragraph:
2 7 NEW PARAGRAPH. g. If deemed appropriate by the committee,
2 8 at any point in the review the committee may recommend to the
2 9 department of human services, appropriate law enforcement
2 10 agencies, and any other person involved with child protection,
2 11 interventions that may prevent harm to a child who is related
2 12 to or is living in the same home as a child whose case is
2 13 reviewed by the committee.
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2 17 _____
2 18 CHRISTOPHER C. RANTS
2 19 Speaker of the House
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2 22 _____
2 23 JEFFREY M. LAMBERTI
2 24 President of the Senate
2 25
2 26 I hereby certify that this bill originated in the House and
2 27 is known as House File 190, Eighty-first General Assembly.
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2 30 _____
2 31 MARGARET THOMSON
2 32 Chief Clerk of the House
2 33 Approved _____, 2005
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3 1 _____
3 2 THOMAS J. VILSACK
3 Governor